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Attorneys for Plaintiff
DAVID O. BACA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAVID O. BACA,

Plaintiff,

v.

STATE OF CALIFORNIA, DEPARTMENT
OF CALIFORNIA HIGHWAY PATROL,
SERGEANT GRIMES, SERGEANT TRUE,
OFFICER B. RODGERS, OFFICER M.
WILSON, OFFICER C. RANDALL,
OFFICER B. JEFFERS, OFFICER B.
PHILLIPS, and DOES 1-10,

Defendants.

Case No. C 13-02968 SBA

**STIPULATION AND ~~PROPOSED~~
ORDER GRANTING PLAINTIFF 21
DAY EXTENTION TO FILE
RESPONSIVE PLEADING TO
DEFENDANTS' MOTION TO DISMISS**

On August 7, 2013, Defendants filed a Notice of Motion and Motion to Dismiss Plaintiff's First Amended Complaint in this action. Plaintiff's response to Defendants' Motion to Dismiss is presently due on August 21, 2013.

Parties have agreed to stipulate to allow Plaintiff an additional twenty-one (21) days to respond to Defendants' Motion to Dismiss. A 21-day extension on Plaintiff's time to respond renders a due date of September 11, 2013. Defendants' reply shall be due on or before September 18, 2013. The current hearing date on Defendants' Motion to Dismiss is set for October 22, 2013. No dates will be affected and no party will be caused any prejudice by this extension.

Good cause exists to grant such an extension because counsel for Plaintiff has been in trial on an unrelated matter since August 12, 2013, after which Plaintiff expects to be occupied with post-trial motion practice in that matter. Allowing Plaintiff an additional 21-day extension to file his response is in the best interests of justice and economy.

Dated: August 21, 2013

Respectfully submitted,

GONZALEZ & LEIGH LLP

By: /s/ G. Whitney Leigh

G. Whitney Leigh
Attorneys for Plaintiff
DAVID O. BACA

Dated: August 21, 2013

KAMALA D. HARRIS
Attorney General of California
JOHN P. DEVINE
Supervising Attorney General

By: /s/ Craig E. Modlin

Craig E. Modlin
Attorneys for Defendants


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~~PROPOSED~~ ORDER

Good cause appearing, and based on the stipulation of the parties, the Court grants Plaintiff a twenty-one (21) day extension to file his response to Defendants' Motion to Dismiss. Plaintiff's response is now due on or before September 11, 2013.

IT IS SO ORDERED.

Dated: 8/21/2013


Honorable Sandra B. Armstrong
UNITED STATES DISTRICT JUDGE